

JUN 05 2003  
PATENT & TRADEMARK OFFICE

ACE-000  
117

AMENDMENT TRANSMITTAL LETTER			CLIENT-MATTER NO.: 66654-604 (P-LJ 4575)	
SERIAL NO: 09/765,086	FILING DATE: January 17, 2001	EXAMINER: M. Yu	GROUP ART UNIT: 1642 CONFIRMATION NO.: 6131	
INVENTION: CHIMERIC PROSTATE-HOMING PEPTIDES WITH PRO-APOPTOTIC ACTIVITY ;				

TO: COMMISSIONER FOR PATENTS  
Mail Stop RCE  
P.O. Box 1450  
Alexandria, VA 22313-1450

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on June 2, 2003.

By: Andrea L. Gashler  
Andrea L. Gashler, Reg. No. 41,029

June 2, 2003  
Date of Signature

Transmitted herewith is a response to the Office Action mailed January 13, 2003, in the above-identified application.

- ☒ Small Entity status of this application has been established under 37 CFR 1.27.
- ☒ Petition for Extension of Time is enclosed (in duplicate).
- ☐ Terminal Disclaimer with fee under 37 C.F.R. 1.20(d) is enclosed.
- ☒ One executed Declaration under 37 C.F.R. § 1.131, with attached Exhibits 1 and 2.
- ☒ Request for Continued Examination, in duplicate.
- ☒ Communication pursuant to 37 C.F.R. § 1.85, with attached new figures 2 and 3 and a marked up copy of old figures 2 and 3.
- ☒ No additional claims fee is required.
- ☐ An additional claims fee is required and has been calculated as shown below:

CLAIMS AS AMENDED

	NUMBER AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR		NUMBER OF EXTRA CLAIMS PRESENTED		RATE		FEE	
							SMALL ENTITY	OTHER ENTITY	SMALL ENTITY	OTHER ENTITY
TOTAL CLAIMS	17	-	22	-	0	x	\$9	\$18	= \$	\$
INDEPENDENT CLAIMS	3	-	3	-	0	x	\$42	\$84	= \$	\$
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM			<input type="checkbox"/> YES		<input checked="" type="checkbox"/> NO		\$140	\$280	= \$	\$
							TOTAL ADDITIONAL FEE		\$0.00	\$

\* If the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than 20, write "20" in this space.

Inventors: Ruoslahti et al.  
Serial No.: 09/765,086  
Filed: January 17, 2001  
Page 2

\*\* If the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than 3, write "3" in this space.

\*\*\* If the difference between the "NUMBER AFTER AMENDMENT" and the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than 0, write "0" in the space.

X Please charge my Deposit Account No. 502624 the amount of \$580.00, \$205.00 of which covers the fee for a two-month extension of time and \$375.00 of which covers the fee for the Request for continued examination. A duplicate copy of this sheet is enclosed.

X The Commissioner is hereby authorized to charge payment of any fees associated with this communication or credit any overpayment to Deposit Account No. 502624. A duplicate copy of this sheet is enclosed.

X The Commissioner is hereby authorized to charge to Deposit Account No. 502624 any fees under 37 CFR 1.17 which may be required under 37 CFR 1.136(a)(3) for an extension of time in any concurrent or future reply requiring a petition for extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Andrea L. Gashler

Andrea L. Gashler  
Registration No. 41,029  
McDERMOTT, WILL & EMERY  
4370 La Jolla Village Drive  
7<sup>th</sup> Floor  
San Diego, California 92122  
858-535-9001



#19

## PATENT

Our Docket: 66654-604 (P-LJ 4575)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICEIn re Application of  
Ruoslahti et al.

Serial No.: 09/765,086

Filed: January 17, 2001

For: CHIMERIC PROSTATE-HOMING  
PEPTIDES WITH PRO-APOPTOTIC  
ACTIVITY

Examiner: M. Yu

Group Art Unit: 1642

Confirmation No.: 6131

I hereby certify that this correspondence is  
being deposited with the United States  
Postal Service as first class mail in an  
envelope addressed to: Commissioner for Patents,  
Mail Stop RCE, P.O. Box 1450, Alexandria, VA 22313-1450,  
on June 2, 2003.

Commissioner for Patents  
Mail Stop RCE  
P.O. Box 1450  
Alexandria, VA 22313-1450

By Andrea L. Gashler  
Andrea L. Gashler, Reg. No. 41,029

June 2, 2003  
Date of Signature

RECEIVED  
JUN 10 2003  
TECH CENTER 1600/2900

COMMUNICATION PURSUANT TO 37 C.F.R. § 1.85

The Examiner has noted that Figure 2 contains seven panels, while the description in the specification refers only to two panels, a and b. The Examiner has further noted that Figure 3 contains only two panels, while the description in the specification of this figure refers to four panels, a through d.

Applicants submit herewith new Figures 2 and 3 to correct an obvious error in the specification wherein Figures 2 and 3 were inadvertently switched. In particular, Applicants submit herewith new Figure 2, which corresponds to panels a and b of original Figure 3. Also submitted herewith is new Figure 3, which corresponds to panels a to d of Figure 2 as originally filed. Panels e to g of originally filed Figure 2

Inventors: Ruoslahti et al.  
Serial No.: 09/765,086  
Filed: January 17, 2001  
Page 2

have been deleted to conform with the original figure legend in the specification.

Further submitted herewith are copies of the original drawings for Figures 2 and 3 with changes to the drawings indicated in red ink in accordance with 37 C.F.R. § 1.85. Applicants respectfully request that this separate paper be considered and the new drawings entered.

Respectfully submitted,

June 2, 2003  
Date

Andrea L. Gashler  
Andrea L. Gashler  
Registration No. 41,029  
Telephone No. (858) 535-9001  
Facsimile No. (858) 535-8949

McDermott, Will & Emery  
4370 La Jolla Village Drive  
7<sup>th</sup> Floor  
San Diego, California 92122